

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.:	10/032,717	Confirmation No.:	5409
Applicant(s):	Abad <i>et al.</i>		
Filed:	October 23, 2001		
Art Unit:	1638		
Examiner:	Kubelik, Anne R.		
Title:	GENES ENCODING NOVEL BACILLUS THURINGIENSIS PROTEINS WITH PESTICIDAL ACTIVITY AGAINST COLEOPTERANS		

Docket No.: 035718/237005
Customer No.: 29122

Mail Stop Appeal Brief-Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

APPELLANTS' REQUEST FOR ORAL HEARING
37 CFR § 41.47

Pursuant to 37 CFR § 41.47, Appellants hereby request an oral hearing. This request is timely filed within two months after the Examiner's Answer, dated March 6, 2007.

It is not believed that any fees are owed pursuant to 37 CFR §§ 41.20(b)(3) and 41.47(b) as the fee was paid via our Deposit Account with a Request for Oral Hearing on February 23, 2006. A copy of that Request and the authorization for the payment of the fee is submitted herewith. Additionally, a copy of the U.S. Patent and Trademark Office Deposit Account Statement for Alston & Bird is submitted showing that the \$1000.00 for this application (Serial No: 10/032717) was posted to our account on February 27, 2006. After the filing of the request and Reply Brief, Examiner Kubelik reopened prosecution.

In re: Abad *et al.*

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Filing Date: October 23, 2001
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In the event that any fee is owed, any additional fee or refund may be charged to our
Deposit Account No. 16-0605.

Respectfully submitted,



W. Murray Spruill
Registration No. 32,943

CUSTOMER NO. 29122
ALSTON & BIRD LLP
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Deposit Account Statement**Requested Statement Month:**

February 2006

Deposit Account Number:

160605

Name:

ALSTON & BIRD LLP

Attention:

BANK OF AMERICA

Address:

101 SOUTH TRYON STREET

City:

CHARLOTTE

State:

NC

Zip:

28280-4000

Country:

UNITED STATES

DATE SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
02/01 48	09698077	08250.0045-0	1401	\$500.00	\$32,037.00
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02/28	235	0166160019	049934/299196	8014	\$25.00	\$45,981.00
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APPELLANT'S REQUEST FOR ORAL HEARING
37 CFR § 41.47

Pursuant to 37 CFR § 41.47, the Appellant hereby requests an oral hearing. This request is timely filed within two months after the Examiner's Answer, dated December 23, 2005.

Pursuant to 37 CFR §§ 41.20(b)(3) and 41.47(b), **please charge our Deposit Account No. 16-0605 in the amount of \$1,000.00 for a large entity as payment of the fee** for filing a request for an oral hearing before the Board of Patent Appeals and Interferences. Any additional fee or refund may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,



W. Murray Spruill
Registration No. 32,943

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CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the US Patent and Trademark Office, at Fax No. (571) 273-8300 on the date shown below.

Polly P. Burton
Polly P. Burton

2/23/06
Date